

Amendments to Senate Bill No. 157
1st Reading Copy

Requested by Senator Don Ryan

For the Senate Business, Labor, and Economic Affairs Committee

Prepared by Pat Murdo
January 20, 2007 (10:16am)

1. Title, line 7.

Following: "33-1-201,"

Insert: "33-1-311,"

2. Page 2.

Following: line 17

Insert: "Section 2. Section 33-1-311, MCA, is amended to read:

"33-1-311. **General powers and duties.** (1) The commissioner shall enforce the applicable provisions of the laws of this state and shall execute the duties imposed on the commissioner by the laws of this state.

(2) The commissioner has the powers and authority expressly conferred upon the commissioner by or reasonably implied from the provisions of the laws of this state.

(3) The commissioner shall administer the department to ensure that the interests of insurance consumers are protected.

(4) The commissioner may conduct examinations and investigations of insurance matters, in addition to examinations and investigations expressly authorized, as the commissioner considers proper, to determine whether any person has violated any provision of the laws of this state or to secure information useful in the lawful administration of any provision. The cost of additional examinations and investigations must be borne by the state.

(5) The commissioner shall maintain as confidential any information or document received from:

(a) the national association of insurance commissioners; or
(b) an insurance department from another state or, a federal agency, or a foreign government that treats the same information or document as confidential. The commissioner may provide information or documents, including information or documents that are confidential, to the national association of insurance commissioners, a state or federal law enforcement agency, a federal agency, a foreign government, or an insurance department in another state, if the recipient agrees to maintain the confidentiality of the information or documents.

(6) The department is a criminal justice agency as defined in 44-5-103."

{Internal References to 33-1-311:
33-17-1204x}"

Renumber: subsequent sections

3. Page 25, line 11.

Strike: "17"

Insert: "18"

- END -